

**AUBURN CITY COUNCIL
REGULAR SESSION AGENDA**

City Hall, Council Chambers
1225 Lincoln Way, Auburn, CA 95603

July 23, 2007

Closed Session 5:15 p.m.

Regular Session 6:00 p.m.

Meeting facilities are accessible to persons with disabilities. Requests for Assistive Listening Devices or other considerations should be made through the City Clerk's Office at (530) 823-4211, Ext. #112

CALL TO ORDER

ROLL CALL

By **MOTION** adjourn to a closed session under Government Code Section 54957.6:

- (1) Pursuant to Government Code Section 54957.6:

CONFERENCE WITH LABOR NEGOTIATORS

Agency Designated Representatives: David Mackowiak, Robert Richardson

Employee Organization: Police Officers Association

- (2) Pursuant to Government Code Section 54956.9(b)

CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION

A point has been reached where, in the opinion of the City Council on the advice of its legal counsel, based on the below-described existing fact and circumstances, there is a significant exposure to litigation against the City Council/Agency.

Receipt of Claim pursuant to Tort Claims Act or other written communication from Brad Booth threatening litigation (copy available for public inspection in the City Clerk's office). G.C. 54956.9v(3) (C).

REPORT OUT OF CLOSED SESSION

PLEDGE OF ALLEGIANCE

**MAYOR'S COMMENDATIONS/PROCLAMATIONS/ACKNOWLEDGEMENTS/
ANNOUNCEMENTS**

AGENDA APPROVAL

This is the time set aside for council members and/or the public to ask for removal, postponement or a change to the listed sequence of an agenda item.

CONSENT CALENDAR

All matters listed under the Consent Calendar are considered to be routine in nature and will be approved by one blanket motion with a roll call vote.

There will be no separate discussion of these items unless persons request specific items to be removed from the Consent Calendar for discussion and separate action. Any items removed will be considered after the motion to approve the Consent Calendar.

1. **Janitorial Services at the Auburn Multimodal Station Restrooms**

By **RESOLUTION** authorize the Director of Public Works to execute Amendment No. 1 to the existing agreement with Inside Out Maintenance for janitorial services at the Auburn Multimodal Station Restrooms.

2. **2006-07 Street Overlay Project, Phase 2**

By **MOTION** authorize the Director of Public Works to advertise for the 2006-07 Street Overlay Phase 2 Project.

3. **CNG Fueling Station Project**

- A. By **RESOLUTION** authorize the Director of Public Works to execute a construction contract with Performance Mechanical Incorporated for the CNG Fueling Station Project in an amount not to exceed \$293,152.20.
- B. By **MOTION** find the CNG Fueling Station Project exempt from the California Environmental Quality Act (CEQA) per Section 15301.c (Existing Facilities).

4. **In-lieu Parking Fee for Commercial Building – 165 Court Street**

By **RESOLUTION** approve the option to pay the in-lieu parking fee for the commercial building located at 165 Court Street.

5. **Ultraviolet Light Wastewater Disinfection Package for the Auburn Wastewater Treatment Plant Improvement Project**

By **MOTION** authorize the Director of Public Works to begin the selection process for the ultraviolet light disinfection equipment to be used in the Auburn Wastewater Treatment Plant Project.

6. **Quarterly Report of Investments – Quarter Ending June 30, 2007**

Receive, review and file the “City of Auburn Quarterly Investment Report” for the quarter ending June 30, 2007.

7. **Adoption of Ad Valorem Debt Service Tax Rate for General Obligation Bonds – Fiscal Year 2007-08**

By **RESOLUTION** adopt a Debt Service Tax Rate for the redemption of voter approved General Obligation Bonds (Auburn Civic Center – 1987) in the amount of \$0.0019 dollars per hundred dollars of assessed valuation for fiscal year 2007-08.

***** End of Consent Calendar *****

8. **Public Comment**

This is the time provided so that persons may speak to the Council on any item not on this agenda. Please make your comments as brief as possible. The Council cannot act on items not included on this agenda; however, the items will be automatically referred to staff.

PUBLIC HEARING

9. **Urgency Sewer Connection Charge**

A. Hold a Public Hearing on the adoption of interim sewer connection charges.

B. By **RESOLUTION** impose interim sewer connection charges effective July 23, 2007. .

10. **Auburn Municipal Airport Master Plan Report**

By **RESOLUTION** adopt the Mitigated Negative Declaration and approve the Auburn Municipal Airport Master Plan Report.

REPORTS

11. **Informational Reports from Committees & Commissions**

Library Advisory Board

12. **City Council Committee Reports**

The purpose of these reports is to provide information to the city council and public on projects and programs that are discussed at committee meetings. **No decisions are to be made on these issues.** If a council member would like formal action on any of these discussed items, it will be placed on a future city council agenda.

COUNCIL BUSINESS

13. **Amendment of Leases for City Property between the City of Auburn and Coherent, Inc. and Assignment of Leases to FPA/MS COHERENT, LLC**

By **RESOLUTION** approve and authorize the City Manager to execute: (1) Amendment of the 4 Leases between the City of Auburn and Coherent, Inc. for City property in the Auburn Municipal Airport Industrial Park to extend the terms and provide for rent increases; (2) Subdivision of the Lease #3 Premises into 2 parcels pursuant to the governmental exception to the Subdivision Map Act; (3) Amendment of Coherent Lease #3 to amend the legal description of the leased premises; (4) Amendment to Coherent Lease #3 to provide terms for the newly created fifth leased premises; (5) Declaration to Encumber all 5 leased premises; (6) Subordination agreement subjecting City's fee interest in the real property subject to the 5 leases to the Declaration; (7) Deferred Improvement Agreement affecting the improvements on Coherent Lease #3 and newly created leased premises; and (8) Assignment of the Leases to FPA/MS COHERENT, LLC, a Delaware limited liability company.

14. **Sewer Connection Charge Policy**

By **MOTION** implement the increased connection charge for all projects not entitled to the older, lower rate effective July 1, 2007.

ADJOURNMENT